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*Interim Co-Lead Counsel for Plaintiffs
and the Proposed Class*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

JENNIFER YICK, et al.

Plaintiffs,

vs.

BANK OF AMERICA, N.A.,

Defendants.

Case No. 3:21-cv-00376-VC

CLASS ACTION

**STIPULATION AND [PROPOSED] ORDER
RE: SCHEDULE FOR MOTION
TO DISMISS**

Judge: Hon. Vince Chhabria
Courtroom: 4 – 17th Floor

1 Plaintiffs and Defendant Bank of America, N.A. (“Defendant”) (collectively, the
2 “Parties”) in the above-captioned action, by and through their respective attorneys of record,
3 jointly state as follows:

4 WHEREAS, on April 1, 2021, Plaintiffs filed their Consolidated Class Action Complaint;

5 WHEREAS, on May 6, 2021, Defendant filed its Motion to Dismiss set for hearing on
6 June 10, 2021;

7 WHEREAS, pursuant to the Stipulation and Order Regarding Briefing Deadlines and
8 Extension of Page Limits (Dkt. No. 61), Plaintiffs’ Opposition to the Motion to Dismiss is due on
9 May 20, 2021 and Defendant’s Reply is due on May 27, 2021;

10 WHEREAS, on May 13, 2021, the Court held a hearing on Plaintiffs’ Motion for
11 Preliminary Injunction during which the Court suggested that the Parties meet and confer
12 regarding injunctive relief during the week of May 17, 2021;

13 WHEREAS, the Parties have met and conferred, and reached an agreement to amend the
14 briefing schedules for the Motion to Dismiss to accommodate the Parties’ discussions regarding
15 injunctive relief;

16 NOW, THEREFORE, IT IS HEREBY STIPULATED and agreed by the Parties, by and
17 through their undersigned counsel and subject to the approval of the Court, as follows:

- 18 1. Plaintiffs’ Opposition to the Motion to Dismiss, currently due on May 20, 2021,
19 shall be due on May 27, 2021;
- 20 2. Defendant’s Reply, currently due on May 27, 2021, shall be due on June 10, 2021;
- 21 3. The hearing on the Motion to Dismiss, currently on calendar for June 10, 2021,
22 shall be reset to June 24, 2021.

23
24 Dated: May 17, 2021

COTCHETT, PITRE & McCARTHY, LLP

25 By: /s/ Brian Danitz
26 BRIAN DANITZ

27 *Interim Co-Lead Counsel for Plaintiffs and the*
28 *Proposed Class*

1 Dated: May 17, 2021

ALTSHULER BERZON LLP

2 By: /s/ Michael Rubin
3 MICHAEL RUBIN

4 *Interim Co-Lead Counsel for Plaintiffs and the*
5 *Proposed Class*

6 Dated: May 17, 2021

GOODWIN PROCTER LLP

7 By: /s/ Yvonne W. Chan
8 YVONNE W. CHAN

9 *Counsel for Defendant Bank of America, N.A.*

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12 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**
13
14

15 Dated: _____

16 HON. VINCE CHHABRIA
UNITED STATES DISTRICT JUDGE
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ATTESTATION OF E-FILED SIGNATURE

I, Brian Danitz, am the ECF user whose identification and password are being used to file this Stipulation and [Proposed] Order Regarding Briefing Deadlines. Pursuant to Civil Local Rule 5-1(i)(3), I hereby attest that all other signatories to this document concurred in its filing.

/s/ Brian Danitz

BRIAN DANITZ